

Message

From: Rice, Scott [Rice.Scott@epa.gov]
Sent: 5/1/2018 1:41:54 PM
To: Pratt, Stacie [Pratt.Stacie@epa.gov]; Bunker, Kelly [Bunker.Kelly@epa.gov]; daw, harry [daw.harry@epa.gov]
CC: Wax, Rochelle [Wax.Rochelle@epa.gov]; Jamieson, Cheryl [Jamieson.Cheryl@epa.gov]
Subject: PA Beneficial Use Update
Attachments: PhaseIIINON-IRL5.1.18.docx

Good morning. As you know the NON/IRLs went out last week for the PA Beneficial Use issue. We received the Allegheny County IRL back because the address wasn't complete. That has been corrected and the letter can be signed and mailed again.

I received a call from Steve Hoats, who used to represent Phase III Environmental, but now works for Hazleton Creek Properties (another BU Permit holder). Steve indicated Bruce Lack, who owns and operates Phase III Environmental, never had the address changed for Phase III Environmental on the PADEP permit, when his company (Phase III) and Steve's company (Hazleton Creek Properties) separated and started as different companies. Therefore the address for the Phase III NON has changed, and is attached. It needs to be signed and mailed out again.

Lastly, I received a phone call from Mark McLellan (Evergreen Environmental) who is the consultant for Hazleton Creek Properties. He asked a few questions regarding clarification of the NON/IRL. He also said it may take more time to research all of the documentation related to placement of PCB contaminated materials at the property, because the PADEP regulations only require retention of records related to the permit for 5 years, and the HCP site has been accepting such material for over 11 years, since 2007. He also estimated over 3 million tons of "approved, Regulated Fill" has been placed at the site.

I am going to forward to you his e-mail which refers to the site being part of a PADEP Act 2 Special Industrial Area Agreement. I have never heard of this type of Agreement, but I imagine it is going to come up in our deliberations once we get the responses back.

Also, at the request of Tracey McGurk, PADEP I am forwarding the signed letters because he said they expect to get a lot of inquiries about them. Let me know if you have questions, comments or need additional information. regards